IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 554 OF 2006
IN
NOTICE OF MOTION NO. 688 OF 2006
IN
SUIT NO. 3385 OF 2005

Rajesh R.Doshi, through his wife &
duly constituted attorney,Mrs.M.R.Doshi .. Appellant.

V/s.

M/s.GEA Messo AG, Switzerland through
its Dy.Managing Director, Mr.P.Bhansal .. Respondent.

Mr. K.P. Anilkumar for the Appellant.

CORAM : R.M.LODHA & S.A.BOBDE,JJ.

DATED : 25TH AUGUST, 2006.

P.C.:

. The impugned order records that the statement was made by the Advocate for the plaintiff earlier, that the plaintiff does not wish to pursue the ad-interim relief application and that the plaintiff will not make any application for ad-interim reliefs thereafter. If that were so, the application made by the plaintiff for ad-interim relief subsequently, was highly improper and in this backdrop, the rejection of such prayer by the learned motion Judge cannot be faulted.

2. However, looking to the facts and circumstances

of the case, we request the learned motion Judge to hear and decide the notice of motion expeditiously.

3. With the aforesaid observations, the Appeal is dismissed in limine.

(R.M.LODHA,J.)

(S.A.BOBDE,J.)

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